

THE STATE OF OHIO, APPELLANT, v. DURHAM, APPELLEE.

[Cite as *State v. Durham*, 108 Ohio St.3d 543, 2006-Ohio-1714.]

Appeal dismissed as improvidently accepted.

(No. 2005-0428 — Submitted February 21, 2006 — Decided April 19, 2006.)

APPEAL from the Court of Appeals for Cuyahoga County,

No. 84132, 2005-Ohio-202.

{¶ 1} The cause is dismissed, sua sponte, as having been improvidently accepted.

MOYER, C.J., RESNICK, PFEIFER, LUNDBERG STRATTON, O’CONNOR,
O’DONNELL and LANZINGER, JJ., concur.

William D. Mason, Cuyahoga County Prosecuting Attorney, and Carol M. Skutnik, Assistant Prosecuting Attorney, for appellant.

Jones Day, Michael R. Gladman, and John C. Camillus, for appellee.
